

County of Los Angeles
Sheriff's Department Headquarters
4700 Ramona Boulevard
Monterey Park, California 91754-2169



LEROY D. BACA, SHERIFF

June 27, 2006



Deputy [redacted] #[redacted]
[redacted]

Dear Deputy [redacted]

On April 17, 2006, you were served with a Letter of Intention, indicating your right to respond to the Sheriff's Department's pending disciplinary action against you, as reported under File Number IAB 2159281. You were also advised of your right to review the material on which the discipline was based.

You did exercise your right to respond. After reviewing the response submitted to support your position, the Department executives have amended the recommended discipline.

You are hereby notified that you are suspended without pay from your position of Deputy Sheriff, Item No. 2708A, with this Department for a period of two (2) days. However, pursuant to a settlement agreement between you and the Department, one (1) of the two (2) days will be held in abeyance for a period of twelve (12) months which will end on June 5, 2007. If you should become the Subject of a founded administrative investigation, with similar violations, and the event occurred within the prescribed twelve (12) month time period, the one (1) day held in abeyance will be imposed. Additionally, you will be subjected to further discipline for each and every founded violation of the Department's Manual of Policy and Procedures. All Departmental records will reflect, nevertheless, that you received a two (2) day suspension.

The effective date for the remaining one (1) day suspension is July 2, 2006.

An investigation under File Number IAB 2159281, conducted by Internal Affairs Bureau, coupled with your own statements, has established the following:

1. That in violation of Manual of Policy and Procedures Sections 3-01/050.10, Performance to Standards and/or 3-01/030.10, Obedience to Laws, Regulations and Orders (*specifically as it relates to Manual*

Section 5-09/220.50, Foot Pursuits), on or about June 21, 2005, after initiating a traffic stop for a Vehicle Code violation and to investigate a possible stolen vehicle, you failed to conform to the work standards established for your rank and/or position, as evidenced by, but not limited to:

a) failing to broadcast your initiation of a foot pursuit via Sheriff's radio communications within the first few seconds, and/or;

b) by your lack of communication immediately proceeding, during and after the foot pursuit with Deputy [redacted] and/or;

c) by compromising your tactical advantage by choosing to remain separate from Deputy [redacted] while Deputy [redacted] retrieved your radio car and detained two suspects, thereby placing yourself in a position where you would not be able to immediately assist your partner should a confrontation take place.

Prior to imposing this disciplinary action, I have thoroughly reviewed the incident and your record with this Department.

You will hereby take notice that any future acts of misconduct may result in more severe disciplinary action.

The Sheriff's Department reserves the right to amend and/or add to this letter.

Sincerely,

LEROY D. BACA, SHERIFF

Original Signed

Jack S. Jordan, Captain
Commander, Community Oriented Policing Services Bureau

Note: Attached for your convenience are excerpts of the applicable areas of the Manual of Policy and Procedures.

JSJ:KM:av

c: Advocacy Unit
Ronnie M. Williams, Chief, Field Operations Region II
Internal Affairs Bureau
Personnel Administration
Office of Independent Review (OIR)
COPS Bureau/Unit Personnel File

3-01/050.10 Performance to Standards **

Members shall maintain sufficient competency to properly perform their duties and assume the responsibilities of their positions. Members shall perform their duties in a manner which will tend to establish and maintain the highest standard of efficiency in carrying out the functions and objectives of the Department.

Incompetence may be demonstrated by:

- A lack of knowledge of the application of laws required to be enforced
- An unwillingness or inability to perform assigned tasks
- The failure to conform to work standards established for the member's rank or position
- Failure to take appropriate action on the occasion of a crime, disorder, or other condition deserving police attention
- Absence without leave
- Unnecessary absence from an assigned area during a tour of duty.

In addition to the above, the following will be considered to be prima facie evidence of incompetence:

- Repeated poor evaluations
- A written record of repeated infractions of the Department's rules, regulations, manuals, or directives.

3-01/030.10 Obedience to Laws, Regulations, and Orders

Members shall not willfully violate any federal statute, State law, or local ordinance.

Members shall conform to and abide by the following:
. Charter of Los Angeles County
. Los Angeles County Code
. Rules of the County Office of Human Resources

Members shall obey and properly execute all lawful orders issued by any supervisor of higher rank or classification or who is officially acting in such capacity.

When assigned to duty with another member of the Department, an employee shall be subject to disciplinary action for any violation by the other member of any provision of this Chapter unless the employee was unaware of the violation or unless the employee, if the situation permits safe and prudent action, attempts in good faith to prevent the violation, and, at the earliest reasonable time, reports the violation to his supervisor.

Members who violate any rules, regulations, or policies of the Department or the County shall be subject to disciplinary action. The commission or omission of any other act contrary to good order and discipline shall also be the subject of disciplinary action.

Members who are arrested for any offense, other than an infraction under the Vehicle Code, shall promptly notify their immediate supervisor of the facts of the arrest.

According to the nature of the offense, and in conformance with the rules of the County Office of Human Resources, disciplinary action may include, but is not limited to, the following:

- A reprimand (written) *
- Suspension without pay
- Reduction in rank
- Dismissal from the Department

5-09/220.50 Foot Pursuits

Field Operations Regions

POLICY

It is the policy of the Sheriff's Department to assertively apprehend fleeing suspects in a manner that maximizes both public and Deputy safety, while giving due consideration to Department Policy and the Force Options Chart. Depending on the circumstances of an incident in which a suspect flees, Deputies are authorized either to pursue or coordinate a containment.

Foot pursuits are inherently dangerous and require heightened officer safety awareness, keen perception, common sense, and sound tactics. It is the Department's position that, barring extenuating circumstances, surveillance and containment are the safest tactics for apprehending fleeing persons. Therefore, Deputies must initiate a radio broadcast with appropriate information within the first few seconds upon initiating a foot pursuit to ensure that adequate resources are coordinated and deployed to assist and manage the operation to a safe conclusion. The safety of Department personnel and the public is paramount and shall be the overriding consideration in determining whether or not a foot pursuit will be initiated or continued. Any doubt by participating Deputies or their supervisors regarding the overall safety of any foot pursuit shall be decided in favor of communication, coordination, surveillance, and containment.

Each provision of this policy is subject to emergency exceptions. However, the Deputy or supervisor who deviates from this policy will be solely responsible for explaining their actions. Common sense shall be the guiding factor in any decision to engage or not engage in a foot pursuit, as well as in any subsequent assessment of the decision made.

DEFINITIONS

Foot Pursuit Defined

A foot pursuit is an attempt by a Department member to follow or track, on foot, a fleeing person who is attempting to avoid arrest, detention, or observation. Terms such as "chasing to follow," "moving containment," or other terms describing similar dynamic on-foot tactical operation shall be subject to the following procedures governing foot pursuits.

Partner Splitting Defined

"Partner splitting" during a foot pursuit occurs when loss of visual contact, distance, or obstacles, separates partners to a degree that they cannot immediately assist each other should a confrontation take place.

For the purposes of this policy, "partner splitting" does not pertain to lone Deputies assigned to static containment positions.

PROCEDURES

Multiple Deputy Foot Pursuits

When conducted by multiple Deputies, foot pursuits can be an appropriate and effective tactic. Should partner splitting occur for any reason, Deputies shall be subject to the provisions of "One-Person Foot Pursuits" outlined below.

Initiating Deputies' Responsibilities

Deputy personnel initiating a foot pursuit shall broadcast the following information to SCC within the first few seconds:

- Unit identifier,
- Suspect location and direction,
- Reason for the foot pursuit,
- Suspect description,
- Whether or not the suspect is armed, if known.

Barring extenuating circumstances, if a Deputy is unable to promptly and successfully broadcast this information, the foot pursuit shall be terminated and containment immediately established. The initiating Deputy shall be in field command and bears operational responsibility for the foot pursuit unless relieved by a supervisor.

One-Person Foot Pursuits

One-person foot pursuits and the splitting of partners during foot pursuits present additional dangers to the Deputies involved. The decision to pursue must weigh the dangers of the pursuits against the necessity to apprehend.

If a lone Deputy initiates a foot pursuit, the objective of the pursuit shall be to apprehend by use of a containment, subject to valid emergency exceptions.

Should the decision to initiate a one-person foot pursuit occur, the Deputy shall adhere to the following guidelines which include but are not limited to:

1. Do not attempt to close and apprehend but maintain visual contact only,

2. Do not continue to pursue if visual confirmation is compromised,

3. Do not chase a suspect into a building,

4. Should a containment be established and the suspect is within the containment, the foot pursuit shall be terminated,

5. Should communication with SCC be lost, the pursuing Deputy shall immediately terminate the pursuit.

This policy does not restrict Deputy Sheriffs in their mission of apprehending violators of the law. The policy also does not mandate that Deputy Sheriffs put themselves at undue risk and pursue in every situation.

Field Sergeant Responsibilities

As with any tactical field incident, the Sergeant does not have to be physically present to assert control over the situation and may order the termination of the pursuit based upon information received. In subsequent reviews for policy compliance, supervisory personnel shall be prepared to clearly articulate the circumstances which supported their decision to terminate, or to allow the continuation of, a foot pursuit.

The Sergeant shall respond to the terminus of the foot pursuit, oversee post-foot pursuit discipline, and assert control as needed. The Sergeant will ensure compliance with all Department policies, specifically those relating to the use of force.

Watch Commander Responsibilities

The Watch Commander shall be in overall command of the operation. This command responsibility shall include all Department personnel involved in the foot pursuit.

The Station Watch Commander shall respond to the desk area and immediately take command either by establishing "cold line" communications with the SCC Watch Sergeant or via station transmitting capabilities. Station Watch Commanders shall make a decision based upon their assessment of the information received regarding the continuation or termination of the foot pursuit. In subsequent reviews for policy compliance, Watch Commanders shall be prepared to clearly articulate the circumstances which supported their decision.

Should the Watch Commander be in the field during a foot pursuit, they may authorize the Watch Sergeant to assume operational control of the incident from the desk. This does not alleviate the Watch Commander's overall responsibility for the pursuit.

SCC Responsibility

Upon the initiation of a foot pursuit by a Field Deputy, SCC shall immediately place the broadcasting Deputy on the duplex patch and request an Aero Bureau Unit.

If Deputy personnel not assigned to a Patrol Station initiate a foot pursuit, the SCC Watch Sergeant shall notify the Watch Commander of the nearest Station, and they shall assume immediate command of the

operation.

Detective Division Personnel

Detective Division personnel routinely engage in surveillance and fugitive apprehension operations. This policy does not apply to counter-surveillance or detection avoidance activities by suspects or persons under surveillance. The policy does apply to situations in which a suspect is actively fleeing from immediate arrest, detention, or continued observation by pursuing investigators.

Should Detective Division Investigators become involved in a foot pursuit that requires assistance beyond those resources already involved and at scene, the team's designated radio operator will advise SCC via a SCC-monitored frequency. SCC shall notify the Watch Commander of the nearest station who will facilitate the response of assisting units. The Detective Division Sergeant or Lieutenant on scene will identify him/herself via radio and continue command of the incident. If no Detective Division supervisor is on scene, the Watch Commander of the closest station will assume command of the operation.

EVALUATION AND REPORTING

All foot pursuits shall be debriefed. It shall be the responsibility of the Watch Commander supervising the foot pursuit to conduct a debriefing of the incident with all personnel involved. The debriefing may be conducted by the Field Sergeant and discussed with the Watch Commander who will document the debriefing in the Foot Pursuit Database. Watch Commanders shall ensure that Field Supervisors discuss debriefed foot pursuits at regular Station briefings. The Foot Pursuit Database printout shall be forwarded to the Unit Commander for their review.

RECEIVED
JUN 1 2 2006
EMPLOYEE RELATIONS

SETTLEMENT AGREEMENT

This Agreement is entered into between the Los Angeles County Sheriff's Department, hereinafter referred to as "Department," and Deputy [redacted] Employee No. [redacted] hereinafter referred to as "Grievant."

The Department and Grievant are parties to this dispute and desire to settle all issues involved in the Letter of Intent dated April 17, 2006, (IAB No. 2159281) upon the terms and conditions hereinafter set forth.

NOW, THEREFORE, the Department and Grievant for and in consideration of the mutual covenants contained herein, agree as follows:

1. The Department will, upon execution of this Agreement, reduce the intended five (5) day suspension to a two (2) day suspension. The Letter of Imposition shall contain the same charges as the Letter of Intent.

2. The Department will further impose one (1) day of the intended two (2) day suspension. The remaining one (1) day suspension will be held in abeyance.

3. The Grievant understands that if he becomes the subject of a founded investigation involving similar violations of the Manual of Policy and Procedures, and that if the event resulting in the founded investigation occurred within the twelve (12) month period of the date of execution of this Agreement, the one (1) day held in abeyance shall be imposed. In addition, the Grievant understands that he will be subjected to additional discipline for each and every founded violation of the Department's Manual of Policy and Procedures.

4. Both parties agree and understand that the Grievant's records will reflect that the two (2) day suspension was imposed and may be used for the purposes of demonstrating "progressive discipline."

5. The Grievant further agrees that within one (1) month of the date of execution of this Agreement he will attend, on duty, a training course facilitated by the Laser Village staff. He will provide proof of attendance to his Unit Commander.

6. The Grievant understands that if he fails to complete the training as referenced in paragraph five (5), a one (1) day suspension will be imposed with no rights to appeal.

7. The Grievant further agrees to withdraw his grievance and waive any and all further administrative or judicial remedies with respect to the Letter of Imposition and the modified discipline, and also waives any administrative or

6/19/06
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judicial remedies with respect to any imposition pursuant to paragraph three (3), above.

8. The parties further agree that this Settlement Agreement shall not be considered, cited, or used in future disputes as establishing past precedent or past employment practice.

9. In consideration of the terms and conditions set forth herein, Grievant agrees to fully release, acquit and forever discharge the County, and all present and former officers, employees and agents of the County, and their heirs, successors, assigns and legal representatives from any and all liability whatsoever for any and all claims arising out of or connected with the employment relationship between the County and Grievant concerning the subject matter of the grievance referred to herein.

10. The Grievant further agrees to relinquish and expressly waives all rights conferred upon him by the provisions of California Civil Code Section 1542, which reads as follows:

> "A general release does not extend to claims which the creditor does not know or suspect to exist in his favor at the time of executing the release, which if known by him must have materially affected his settlement with the debtor."

11. The date of the last signature placed hereon shall hereinafter be known as the "date of execution" and the "effective date" of this Agreement.

12. The parties agree that the foregoing comprises the entire Agreement between the parties and that there have been no other promises made by any party. Any modification of this Agreement must be in writing.

I have read the foregoing Settlement Agreement, and I accept and agree to the provisions contained therein and hereby execute it voluntarily and with full understanding of its consequences.

For the Sheriff's Department:

Date: 06-06-06

[redacted]

[redacted] Deputy

Date: 6/6/06

Steven Roller, Captain



LEROY D. BACA, SHERIFF

County of Los Angeles
Sheriff's Department Headquarters
4700 Ramona Boulevard
Monterey Park, California 91754-2169



April 17, 2006

Deputy [redacted] #[redacted]
[redacted]

Dear Deputy [redacted]:

You are hereby notified that it is the intention of the Sheriff's Department to suspend you without pay from your position of Deputy Sheriff, Item No. 2708A, with this Department for a period of five (5) days.

An investigation under File Number IAB 2159281, conducted by Internal Affairs Bureau, coupled with your own statements, has established the following:

1. That in violation of Manual of Policy and Procedures Sections 3-01/050.10, Performance to Standards and/or 3-01/030.10, Obedience to Laws, Regulations and Orders (*specifically as it relates to Manual Section 5-09/220.50, Foot Pursuits*), on or about June 21, 2005, after initiating a traffic stop for a Vehicle Code violation and to investigate a possible stolen vehicle, you failed to conform to the work standards established for your rank and/or position, as evidenced by, but not limited to:

   a) failing to broadcast your initiation of a foot pursuit via Sheriff's radio communications within the first few seconds, and/or;

   b) by your lack of communication immediately proceeding, during and after the foot pursuit with Deputy [redacted] and/or;

   c) by compromising your tactical advantage by choosing to remain separate from Deputy [redacted] while Deputy [redacted] retrieved your radio car and detained two suspects, thereby



placing yourself in a position where you would not be able to immediately assist your partner should a confrontation take place.

Prior to determining this disciplinary action, I have thoroughly reviewed the incident and your record with this Department.

You have the right to grieve this disciplinary action within ten (10) business days of receipt of this letter. Your grievance procedures may be found in your classification's negotiated Memorandum of Understanding.

Failure to respond to this Letter of Intent within ten (10) business days will be considered a waiver of your right to grieve and will result in the imposition of this discipline indicated herein.

You may receive a copy of the material on which the discipline is based by contacting Tajuana Moore of the Internal Affairs Bureau at (323) 890-5311, and arranging an appointment during the ten (10) day period in which you may respond.

The Sheriff's Department reserves the right to amend and/or add to this letter.

Sincerely,

LEROY D. BACA, SHERIFF

Original Signed

Jack S. Jordan, Captain
Commander, Community Oriented Policing Services Bureau (COPS)

JSJ:KM:tm

c: Advocacy Unit
Employee Relations Unit
Ronnie M. Williams, Chief, Field Operations Region II
Internal Affairs Bureau
Office of Independent Review (OIR)
(File # IAB 2159281)

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

DATE: March 30, 2006

OFFICE CORRESPONDENCE FILE:

FROM: JOHNNY G. JURADO, COMMANDER
LEADERSHIP & TRAINING DIVISION

TO: STEVEN M. ROLLER, CAPTAIN
CENTURY STATION

SUBJECT: **EXECUTIVE FORCE REVIEW COMMITTEE FINDINGS AND RECOMMENDATIONS NON-HIT SHOOTING, JUNE 22, 2005, INVESTIGATION #2158281 (aka #2149511)**

The purpose of this memo is to notify you of the review committee's findings and recommendations concerning the use of force incident which occurred on June 22, 2005.

The Committee met on March 30, 2006, and consisted of myself and Commanders Eric Smith (Leadership & Training Division), Kenneth Brazile (Commander of the Department) and Cecil Rhambo (FOR I). The Committee deemed:

- as **Founded** the allegation that Deputy [redacted] #[redacted] violated the Department's Manual of Policy and Procedure section(s) 3-01/050.10, Performance to Standards as it relates to 5-09/220.50: Foot Pursuits.
- as **Founded** the allegation that Deputy [redacted] #[redacted] violated the Department's Manual of Policy and Procedure section(s) 3-01/050.10, Performance to Standards as it relates to 5-09/220.50: Foot Pursuits.

The Committee further found that the use of force by Deputy [redacted] as it relates to the non-hit shooting was within Department policy.

The Committee recommended that Deputy [redacted] #[redacted] be suspended for a period of **five days** without pay from the position of Deputy. The Committee additionally recommended that Deputy [redacted] be sent to Laser Village training, and be debriefed by Advance Officer Training regarding the foot pursuit policy.

The Committee recommended that Deputy [redacted] #[redacted] be suspended for a period of **five days** without pay from the position of Deputy. The Committee additionally recommended that Deputy [redacted] be sent to Laser Village training, and be debriefed by Advance Officer Training regarding the foot pursuit policy.

TABLE OF CONTENTS

2149511

Los Angeles County Sheriff's Department
Officer Involved Shooting

Report Date: 06-21-05	Bureau/Station/Facility: Compton Station	Admin. Invest.? ☐	Hit? ☐

Incident Information

URN: 405-09854-2852-055	Date: 06-21-05	Time: 2250
City or Station: Compton	Nature of Incident: Deputy Involved Non-Hit Shooting	
Location: Myrrh Avenue & Gibson Avenue		

Location Type (*circle one or more*): Backyard, Beach, Business, Freeway, Industrial, Park, Parking Lot, Residence, Rural, School, **Street** (circled), Other: ______

Lighting (*circle only one*): **Darkness** (circled), Daylight, Other, Street Lights

Weather (*circle only one*): **Clear** (circled), Cloudy, Fog, Rain

Distance: 25 feet

Incident Type (*circle one or more*): Accidental, **Armed Person** (circled), **Fleeing Suspect** (circled), **Foot Pursuit** (circled), Gun Take Away, Moving Vehicle, Sniper/Ambush, Startle, Struggle Involved, **Traffic Stop** (circled), Unarmed Person, Unintentional, Vehicle Pursuit, Warrant Service, Warning Shot, Other: ______

Initiated by (*circle only one*): Arrest Warrant, Call, **Observation** (circled), One Person Unit, Other, Search Warrant, **Two Person Unit** (circled)

Prior Activity (*circle only one*): Detective, Inmate Transport, Other, **Routine Patrol** (circled)

Aero Unit? ☐ Canine Unit? ☐

Total # of Shots Fired by Deputy	Total # of Shots Fired by Suspect
9	0

Employee Witnesses

Employee #	Last Name	First Name	M.I.	ShiftTime (*circle only one*)	ShiftType (*circle only one*)
[redacted]	Gonzales	Catarino		EM **PM** (circled) Day	**Regular** (circled) Overtime Off Duty
				EM PM Day	Regular Overtime Off Duty
				EM PM Day	Regular Overtime Off Duty

Non-Employee Witnesses

Last Name [redacted]		First Name [redacted]		M.I. [redacted]	
Street A[redacted]	City [redacted]	Zip [redacted]	Work Ph [redacted]	[redacted]	
Last Name [redacted]		First Name [redacted]		M.I. [redacted]	
Street Addr[redacted]	City [redacted]	Zip [redacted]	Work Ph [redacted]	[redacted]	
Last Name		First Name		M.I.	
Street Address	City	Zip Code	Work Ph	Home Ph	

Supervisors

Employee #	Last Name	First Name	M.I	(*circle one or more*)
[redacted]	Garcia	Al		**On Duty** (circled), Present during shooting, Witness to shooting, Involved in shooting
				On Duty, Present during shooting, Witness to shooting, Involved in shooting

Watch Sergeant

Employee #	Last Name	First Name	M.I.
	N/A		

Watch Commander

Employee #	Last Name	First Name	M.I.
[redacted]	Gooden	Joseph	

PSTD Use Only

SH # 214951

Officer Involved Shooting

URN: 405-09854-2852-055

Rollout Information

Arrival Date	Arrival Time	Date Submitted	Date of Recommendation
06-22-05	0020		10-06-05

Employee #	Last Name	First Name	M.I
[redacted]	Morejon	Elier	
[redacted]	Key	Gregory	
[redacted]	Jensen	Curtis	

Shooting / Force Information

Method

(AW) Arwen
(BC) Baton:(Control)
(BI) Baton:(Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds:(Control Techniques)
(TT) Control Holds:(Team Takedown)
(TD) Control Holds:(Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(CN) Restraint Device (Capture Net)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device:Hobble (Legs Only)
(TP) Restraint Device:Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(SG) 37mm Stinger
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Injured

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hand
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(SH) Shoulder
(WR) Wrist

Brand

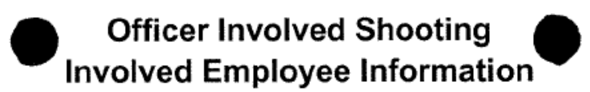
(AK) AK-47
(BN) Benelli
(BR) Beretta
(BW) Browning
(CH) Charter Arms
(CO) Colt
(DA) Davis Industries
(GL) Glock
(HA) Harrington & Richardson
(HI) Hi Standard
(HK) H & K
(IT) Ithica
(IV) Iver Johnson
(JE) Jennings
(LO) Lorcin
(LU) Luger
(MA) Marlin
(MO) Mossberg
(NC) NCI aka SKS
(NA) North American
(NO) Norinco
(RA) Raven
(RM) Remington
(RG) RG
(RI) RGI
(RO) Rossi
(SW) Smith & Wesson
(SR) Sturm Ruger
(ST) Sterling
(TA) Taurus
(WE) Weatherby
(WN) Winchester
(US) US Government
(YY) Handmade (Inmate)
(XX) Homemade (Non-Inmate)
(ZZ) Other Brand

Caliber

(9) 9 mm
(10) 10 mm
(12) 12 guage
(20) 20 guage
(21) .22-250
(22) .22 caliber
(23) .223 caliber
(24) .243 caliber
(25) .25 caliber
(30) .308 caliber
(35) .357 caliber
(36) 30-60 caliber
(38) .38 caliber
(40) .40 caliber
(41) .410 guage
(44) .44 caliber
(45) .45 caliber
(50) 50 mm
(SL) Slug
(WW) Other caliber

FORCE APPLIED *(one code per block)*

Used By (E# or S#)	Used Against (E# or S#)	Method (Code)	Brand (Code)	Caliber (Code)	Authorized Weapon? (Y/N)	Authorized Ammunition? (Y/N)	Type of Injury (Code)	Body Part (Code)
S#1	E#1	FH	ZZ	9	-	-	NN	-
E#1	S#1	FH	BR	9	Y	Y	NN	-



Officer Involved Shooting
Involved Employee Information

URN: 405-09854-2852-055

Involved Employee

E 1

Employee # [redacted]	Last Name [redacted]	First Name [redacted]	M.I.
Sex: [redacted] Race: [redacted]	Rank: Deputy	Unit Assignment: [redacted]	Work Assignment (Unit #, Module, etc.): [redacted]
[redacted]	[redacted]	Intoxication/Drug Usage? ☐	Substance Used:
Hospital Admission? ☐	Hospital Name:	Coroner Case? ☐	Coroner Case # / Interviewed? ☒
Hrs of sleep prior to shooting: [redacted]	Duty Time (hrs): [redacted]	Clothing (***circle only one***): Plain Clothes no Vest, Raid Jacket w/ Vest, Plain Clothes w/ Vest, Uniform no Vest, Raid Jacket no Vest, (circled) Uniform w/ Vest	Other Factors:
Age: [redacted] Height: [redacted]	Weight: [redacted]		
Range Qualification Date: [redacted]		PPC Qualification Date: [redacted]	Laser Training Date: [redacted]
Certified with Weapon Used? [redacted]	Patrol Certification? [redacted]	Certification Unit: [redacted]	Prior Shootings? ☒ / Number of Prior Shootings: 1
Field Training Officer Emp # [redacted]	Last Name [redacted]	First Name [redacted]	M.I.
Field Training Officer Emp #	Last Name	First Name	M.I.

E ___

Employee #	Last Name	First Name	M.I.
Sex: Race:	Rank:	Unit Assignment:	Work Assignment (Unit #, Module, etc.):
ShiftTime (***circle only one***): EM PM Day	ShiftType (***circle only one***): Regular Overtime Off Duty	Intoxication/Drug Usage? ☐	Substance Used:
Hospital Admission? ☐	Hospital Name:	Coroner Case? ☐	Coroner Case # / Interviewed? ☐
Hrs of sleep prior to shooting:	Duty Time (hrs):	Clothing (***circle only one***): Plain Clothes no Vest, Raid Jacket w/ Vest, Plain Clothes w/ Vest, Uniform no Vest, Raid Jacket no Vest, Uniform w/ Vest	Other Factors:
Age: Height:	Weight:		
Range Qualification Date:		PPC Qualification Date:	Laser Training Date:
Certified with Weapon Used? ☐	Patrol Certification? ☐	Certification Unit:	Prior Shootings? ☐ / Number of Prior Shootings:
Field Training Officer Emp #	Last Name	First Name	M.I.
Field Training Officer Emp #	Last Name	First Name	M.I.

E ___

Employee #	Last Name	First Name	M.I.
Sex: Race:	Rank:	Unit Assignment:	Work Assignment (Unit #, Module, etc.):
ShiftTime (***circle only one***): EM PM Day	ShiftType (***circle only one***): Regular Overtime Off Duty	Intoxication/Drug Usage? ☐	Substance Used:
Hospital Admission? ☐	Hospital Name:	Coroner Case? ☐	Coroner Case # / Interviewed? ☐
Hrs of sleep prior to shooting:	Duty Time (hrs):	Clothing (***circle only one***): Plain Clothes no Vest, Raid Jacket w/ Vest, Plain Clothes w/ Vest, Uniform no Vest, Raid Jacket no Vest, Uniform w/ Vest	Other Factors:
Age: Height:	Weight:		
Range Qualification Date:		PPC Qualification Date:	Laser Training Date:
Certified with Weapon Used? ☐	Patrol Certification? ☐	Certification Unit:	Prior Shootings? ☐ / Number of Prior Shootings:
Field Training Officer Emp #	Last Name	First Name	M.I.
Field Training Officer Emp #	Last Name	First Name	M.I.

See Other Side

Officer Involved Shooting
Suspect Information

URN: 405-09854-2852-055

Suspect Information

S 1

Last Name Unknown		First Name	M.I.
AKA Last Name "Jose"		First Name	M.I.
Sex: M Race: H	Street Address:	City	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: 18-25 D.O.B.	Height: Weight:	FBI #	CII #
Booking #	Primary Charge:	Secondary Charge:	
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
Vehicle Make		Model:	Year:

S__

Last Name		First Name	M.I.
AKA Last Name		First Name	M.I.
Sex: Race:	Street Address:	City	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #	CII #
Booking #	Primary Charge:	Secondary Charge:	
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
Vehicle Make		Model:	Year:

S__

Last Name		First Name	M.I.
AKA Last Name		First Name	M.I.
Sex: Race:	Street Address:	City	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #	CII #
Booking #	Primary Charge:	Secondary Charge:	
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
Vehicle Make		Model:	Year:

S__

Last Name		First Name	M.I.
AKA Last Name		First Name	M.I.
Sex: Race:	Street Address:	City	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #	CII #
Booking #	Primary Charge:	Secondary Charge:	
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
Vehicle Make		Model:	Year:

INVESTIGATIVE SUMMARY
DEPUTY INVOLVED NON-HIT SHOOTING
IAB SH - 2149511
URN: 405-9854-2852-055

On Tuesday, June 21, 2004, at about 2250 hours, Sergeants Elier Morejon and Gregory Key along with Lieutenant Curtis Jensen of the Internal Affairs Bureau responded to Myrrh Avenue between Williams Street and Gibson Avenue in the City of Compton, regarding a Deputy Involved Non-Hit Shooting involving Region II Gang Murder Task Force Deputy [redacted]

The summary of this incident is based on information obtained from written reports and interviews of the involved employees and witnesses. **Refer to Exhibit A - Reports and Supplementals from involved deputies.**

INVOLVED PERSONNEL:

[redacted] Deputy, # [redacted]

[redacted]

EMPLOYEE WORK HISTORY:

[redacted]

Date of Employment:
Date assigned to Patrol:
Completed Patrol Training:
Prior Shooting Incidents:
Prior Founded Force Incidents:


[redacted]

SUSPECTS:

Unknown - MH/16-20

WITNESSES:

Sworn:

GONZALES, Catarino Deputy [redacted]

Civilian:

[redacted]

[redacted]

INJURIES:

Unknown

PHYSICAL EVIDENCE:

Nine expended shell casing from Deputy [redacted] duty weapon were recovered at the scene. A pistol discarded by the suspect was also recovered at the scene. **Refer to Exhibit B - Photographs of recovered shell casing/evidence., See Exhibit - I - Photograph of recovered weapon.**

INVESTIGATOR OBSERVATIONS:

The location of the shooting was a standard residential alley which runs north and south between Williams Avenue and Gibson Avenue north of Myrrh Street. **Refer to Exhibit C - Photographs of the area.**

WEAPONS USED BY DEPUTY PERSONNEL:

Deputy [redacted] fired nine rounds from his duty weapon: **Beretta 9mm Luger Caliber, Model 92FS, double action semiautomatic pistol, Serial Number BER**[redacted]

The weapon was examined, test fired, and found to be functional by Firearms Examiner David Kim. **Refer to Exhibit - D - Firearms Examiner Report**

WEAPON USED BY SUSPECTS:

Springfield, .45 Caliber, Model 1911A1, Semi-automatic, Serial Number [redacted] One magazine loaded with seven life rounds. One live round was also found in the chamber of the weapon.

PROPERTY DAMAGE:

Deputy [redacted] fired nine rounds from his Beretta, two bullet strikes were found. One bullet hole was found in the tin fence in the alley behind [redacted] The second was found in the south brick wall of [redacted] **See Exhibit E - Photographs of bullet impacts.**

CRIMINAL INVESTIGATOR/CHARGES FILED:

None - Suspect not in custody.

LIGHTING AND WEATHER CONDITIONS:

This incident occurred during the night. Although it was dark out and the incident occurred in an alley, the location was well lit with overhead lighting. The weather was cool and clear. **See Exhibit F - Photographs of the alley, location of shooting.**

INVOLVED EMPLOYEE'S STATEMENTS:

DEPUTY [redacted]

Deputy [redacted] was interviewed by Internal Affairs Bureau investigators on August 30, 2005 at Internal Affairs Bureau. Deputy [redacted] was represented by his attorney, Mr. Mitch Kander from the offices of Green & Shinee. Additionally, the interview was audio taped and summarized as follows:

Deputy [redacted] said that he and his partner, Deputy Catarino Gonzales, were assigned to a Region II Gang Murder Task Force at the time of the shooting. Deputy [redacted] from [redacted] Deputy [redacted] said that he was the passenger and Deputy Gonzales was the driver of their marked black and white patrol car. They were in full class B uniforms at the time of the shooting.

Deputy [redacted] said that they were driving southbound Atlantic Avenue and turned onto eastbound Lindsley Avenue. As they approached Lime Street, they saw a vehicle (later identified as the suspect vehicle, Camry, Toyota, black, Lic.# [redacted] northbound on Lime Street which made a right hand turn onto eastbound Lindsley directly in front of their patrol vehicle. Deputy [redacted] said they followed the vehicle and saw that it was occupied with three male Hispanics. Deputy [redacted] said that they noticed that one of the rear taillights of the vehicle was very dim and the other was not working. They checked the vehicles license plate via their Mobile Digital Terminal and waited for the return as they followed the vehicle. As they followed they saw that the rear passenger and the right front passenger continued to look back in the direction of Deputy [redacted] vehicle. Deputy [redacted] said they noticed that the trunk lid of the vehicle appeared to be slightly open and possibly tied down with something from the inside of the trunk. They followed the suspect vehicle onto

northbound Gibson Avenue and as it approached Myrrh Street they received the return of the license plate via their Mobile Digital Terminal. The plate returned to a registered owner in the City of Paramount. Deputy [redacted] said they decided to conduct a traffic stop for the vehicle code violations. They activated their overhead rotators and front red light. The suspect vehicle turned left onto westbound Myrrh Avenue and did not appear to slow down as the front and rear passengers continued to look back towards the radio car. Deputy [redacted] said that the suspect vehicle continued driving and eventually started to slow down as it approached the mouth of the alley located just west of Gibson Avenue. As the car approached the alley, the front passenger jumped out of the car as it was still moving, and ran northbound through the alley. Deputy [redacted] said he got out of his car and started to chase the suspect, who had tripped as he came out of the suspect vehicle.

> **IAB NOTE: Deputy [redacted] said that he and Deputy Gonzales have talked in the past regarding the fact that if a suspect ever ran from them, they would always stay together if they elected to chase him. He said that during this particular vehicle stop they talked about the suspects movements and their behavior prior to the stop.**

Deputy [redacted] said that he saw the suspects right hand at the waist area and holding what he described as a large frame weapon. Deputy [redacted] said he recognized the gun because the suspects clothing was tight on his body and the gun appeared to be heavy enough to bring down the suspects pants. Deputy [redacted] said that as he chased the suspect he had his handgun out and in his right hand and his flashlight in his left hand. Deputy [redacted] said he had his laser sights from his weapon pointed directly on the suspects back. Deputy [redacted] was asked why he chased a suspect with a gun. He said, "Because he's the bad guy and I'm chasing the bad guy." He was asked why not set up a containment instead. He said, "A containment is always an option but I was so close and the alley is right there, I'm going to at least follow him until I can see which way he goes."

Deputy [redacted] said that as the suspect ran he was pumping his left arm in a running motion but kept his right hand at his waist attempting to hold on to the weapon. Deputy [redacted] said that as he chased the suspect, he yelled at him numerous times to, "Stop, Sheriff's Department," "Stop, Sheriff's Department." The suspect continued running while looking back at Deputy [redacted] Deputy [redacted] said he then yelled, "I know you have a gun, drop the gun, I know you have a gun, drop the gun." Deputy [redacted] said that as they ran down the alley the suspect was about fifteen to twenty feet in front of him. Deputy [redacted] said he knew that his partner was running behind him because he could here the sound of his keys and he also heard him yelling at the suspect to stop running.

Deputy [redacted] said that about three quarters of the way down the alley, the suspect, who was running to the left of the alley, turned to his right and with his right hand pulled out a large frame silver semi-automatic pistol from his waistband and started to turn towards Deputy [redacted] Deputy [redacted] said he fired two rounds at the suspect. The suspect continued to turn towards Deputy [redacted] while holding the pistol. Deputy [redacted] fearing for his life and that of his partners who was

directly behind him fired seven additional rounds at the suspect as he ran. The suspect immediately veered towards the right side of the alley and with his right hand tossed the handgun onto the ground and against a fence. The suspect continued to run until he got to the end of the alley and turned left onto Rose Avenue. Deputy [redacted] said that he and Deputy Gonzales ran to the end of the alley and stopped chasing the suspect at this time. Deputy [redacted] said he saw the suspect running westbound Rose Avenue and onto northbound Williams Avenue. Deputy [redacted] said that during the shooting the alley was well lit by overhead lighting and by his flashlight. Deputy [redacted] said that there was no immediate backdrop during the shooting except for the end of the alley across Rose Avenue.

IAB NOTE: Deputy [redacted] said that because the shooting occurred so quickly and the fact he was running in a full sprint he did not have time to activate his laser sights prior to shooting at the suspect.

Deputy [redacted] said that as they reached the end of the alley he put out radio traffic that they had been involved in a foot pursuit and a deputy involved shooting. Deputy [redacted] described the reason he did not originally put out radio traffic of the foot pursuit as; the distance between him and the suspect was to close, the short duration of foot pursuit and the fact that he was holding his gun in one hand and his flashlight in the other. Deputy [redacted] requested additional units to their location in order to set up a containment. Deputy [redacted] said that Deputy Gonzales ran back southbound in the alley towards their radio car so that he could drive around and take a containment position until assisting units arrive. Deputy [redacted] said that he walked back to the area where he saw the suspect toss the gun and started to search for it. As he walked back he said he could see that Deputy Gonzales was detaining the two individuals that were still in the suspects car. Deputy [redacted] said that he was surprised that the individuals were still in the car when Deputy Gonzales returned. Deputy [redacted] said that he had a constant visual on his partner almost the entire time that he was detaining the two individuals in the suspect vehicle. Deputy [redacted] said that assisting units arrived at their location very quickly and a containment was set. A search for the suspect met with negative results. **See Exhibit - G - Deputy [redacted] sketch of the scene during his interview.**

IAB NOTE: The distance from the mouth of the alley on the south to the first shell casing found from Deputy [redacted] weapon is approximately 433 feet. The total distance of the entire alley is approximately 621 feet. See Exhibit - H - Crime Scene Diagram.

IAB NOTE: A search for the suspects weapon was conducted and the weapon was recovered in the rear yard of [redacted] It was determined that when the suspect tossed the weapon against the fence, it slid under the fence and it came to rest on a concrete slab at the rear of the residence. See Exhibit - I - Photograph of recovered weapon.

WITNESS DEPUTY

DEPUTY CATARINO GONZALES

Deputy Catarino Gonzales was interviewed by Internal Affairs Bureau investigators on September 16, 2005 at Internal Affairs Bureau. Deputy Gonzales was represented by his attorney, Mr. Mitch Kander from the offices of Green & Shinee. Additionally, the interview was audio taped and summarized as follows:

Deputy Gonzales said that he and his partner, Deputy [redacted] were assigned to a [redacted] at the time of the shooting. Deputy Gonzales is on loan to the task force from Century Station. Deputy Gonzales said that he was the driver and Deputy [redacted] was the passenger of their marked black and white patrol car. They were in full class B uniforms at the time of the incident.

Deputy Gonzales said that they were driving southbound Atlantic Avenue and turned onto eastbound Lindsley Avenue. As they approached Lime Street, they saw a vehicle (later identified as the suspect vehicle, Camry, Toyota, black, Lic.# [redacted] northbound on Lime Street made a right hand turn onto eastbound Lindsley directly in front of their patrol vehicle. Deputy Gonzales said they followed the vehicle and saw that it was occupied with three male Hispanics. Deputy Gonzales said that they noticed that one of the rear taillights of the vehicle was very dim and the other was not working. They checked the vehicles license plate via their Mobile Digital Terminal and waited for the return as they followed the vehicle. As they followed they saw that the rear passenger and the right front passenger continued to look back in the direction of Deputy Gonzales' vehicle. Deputy Gonzales said they also noticed that the trunk of the vehicle appeared to be open and possibly tied down with something from the inside of the trunk. They followed the suspect vehicle onto northbound Gibson Avenue and as it approached Myrrh Street they received the return of the license plate via their Mobile Digital Terminal. The plate returned to a registered owner in the City of Paramount.

Deputy Gonzales said they decided to conduct a traffic stop for the vehicle code violations. They activated their overhead rotators and front red light. The suspect vehicle turned left onto westbound Myrrh Avenue and did not appear to slow down as the front and rear passengers continued to look back towards the radio car. Deputy Gonzales said that the suspect vehicle continued driving and eventually started to slow down as it approached the mouth of the alley located just west of Gibson Avenue. As the car approached the alley, the front passenger jumped out of the car as it was still moving, and ran northbound thorough the alley. Deputy Gonzales said that Deputy [redacted] immediately exited their radio car and started to chase the suspect northbound through the alley.

Deputy Gonzales said that the driver of the suspect vehicle stopped his car directly at the mouth of the alley blocking vehicular access to it. Deputy Gonzales exited his vehicle and ran between his car and the suspect vehicle and started to follow Deputy [redacted] Deputy Gonzales said that as he passed by the suspects car he turned, looked at the two remaining individuals, and ordered them to

stay in the car. Deputy Gonzales followed, about fifteen feet behind Deputy [redacted] as he chased the suspect.

Deputy Gonzales said that as the suspect ran he saw him holding his waistband with his right hand as if he were holding on to a weapon. During the foot pursuit Deputy Gonzales ordered the suspect numerous times to stop. Deputy Gonzales said that as he followed behind Deputy [redacted] he saw the suspect pull out a pistol from his waistband and turn to his right pointing the gun in his and Deputy [redacted] direction. Deputy Gonzales said that Deputy [redacted] fired eight or so rounds at the suspect as they ran. Deputy Gonzales said he was in fear of his life at the time, but he did not fire his weapon at the suspect because Deputy [redacted] was directly in front of him. Deputy Gonzales said that the suspect continued northbound until he reached the end of the alley. Deputy Gonzales said that he and Deputy [redacted] decided not to chase the suspect any longer and decided to set up a containment.

Deputy Gonzales said he ran back to his vehicle with the intentions of getting it and setting himself up in a position of containment. Deputy Gonzales said that when he returned back towards his car he saw that the two individuals that were originally in the suspect vehicle were still sitting inside of it. Deputy Gonzales held the two at gun point and ordered one at a time out of the car and searched them. He eventually placed both of the individuals in the rear seat of his car and took up a containment position until assisting units arrived. Deputy Gonzales said that when he returned to his car he was not expecting to find the two individuals still inside the suspect car. Deputy Gonzales said that assisting units arrived and a search for the suspect met with negative results.

CIVILIAN WITNESSES

The two individuals who remained in the vehicle were arrested for Conspiracy to commit assault with a deadly weapon on a peace officer, 182 PC. Both were later released on a reject by the District Attorney's Office. Both witnesses were interviewed and said that they only knew the suspect who ran from the vehicle by the name of "Jose." They said they had no idea why he ran from the car. Both witnesses said that they did not see the actual shooting but did hear the shots. Both witnesses said that they saw both deputies running northbound in the alley and then one of them returned and handcuffed them.

SUSPECTS' STATEMENTS:

None - not in custody